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NALGE NUNC INTERNATIONAL CORPORATION  
and APOGENT TECHNOLOGIES, INC.

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

20 CALIFORNIA PACIFIC LABS, INC., a ) Civil Action No. C-02-1418-JF (PVT)  
21 California corporation, )  
22 Plaintiff, ) **STIPULATION OF DISMISSAL  
23 v. ) WITH PREJUDICE AND  
24 NALGE NUNC INTERNATIONAL ) [PROPOSED] ORDER THEREON  
25 CORPORATION, a Delaware corporation; )  
26 and APOGENT TECHNOLOGIES, INC., )  
Defendants. )  
27 \_\_\_\_\_ )  
28**

1 Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby  
2 stipulated by and between the parties, through their respective counsel of record and subject  
3 to the approval of the Court that:

4 1. The above-captioned action shall be dismissed with prejudice in its entirety;  
5 2. The Parties shall bear their own costs and expenses, including reasonable  
6 attorney fees;  
7 3. This Court has jurisdiction over the Parties and the subject matter of the  
8 Complaint and Answer filed herein. This Court retains jurisdiction for enforcing the  
9 Settlement Agreement between the Parties.

10 Dated: July 19, 2004

11 By: /s/ I Braun Degenshein  
12 I Braun Degenshein  
13 Attorney for Plaintiff,  
14 CALIFORNIA PACIFIC LABS, INC.

15 Concurrence in the filing of this document has been obtained by Thomas F. Smegal,  
16 Jr. from Plaintiff's Counsel, I Braun Degenshein, which shall serve in lieu of his signature on  
17 the document.

18 KNOBBE, MARTENS, OLSON & BEAR, LLP

19 Dated: July 19, 2004

20 By: /s/ Thomas F. Smegal, Jr.  
21 Thomas F. Smegal, Jr.  
22 Irfan A. Lateef  
23 Attorneys for Defendants, NALGE NUNC  
24 INTERNATIONAL CORPORATION and  
25 APOGENT TECHNOLOGIES, INC.

26 IT IS SO ORDERED.

27 Dated: \_\_\_\_\_

28 \_\_\_\_\_  
29 THE HONORABLE JEREMY FOGEL  
30 UNITED STATES DISTRICT COURT JUDGE

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